

February 10, 2009 VIA ECFS

2600 Maitland Center Pkwy.

Ms. Marlene H. Dortch, FCC Secretary

Suite 300

Office of the Secretary

Maitland, FL 32751

Federal Communications Commission 445 12th Street SW, Suite TW-A325

P.O. Drawer 200

Washington, DC 20554

Winter Park, FL

RE: EB Docket No. 06-36

32790-0200

2008 CPNI Certification Filing for ABC Telcom, Inc.

Tel: 407-740-8575 Fax: 407-740-0613

Dear Ms. Dortch:

www.tminc.com

In accordance with Federal Communications Commission's Public Notice of January 7, 2009, and pursuant to 47 C.F.R. § 64.2009(e), ABC Telcom, Inc. hereby files its Certification of Customer Proprietary Network information (CPNI) for the year 2008 and supporting Statement. As directed by the Public Notice, please include this Certification in EB Docket No. 06-36.

Please contact me at 407-740-3031 or sthomas@tminc.com if you have any questions about this filing.

Sincerely,

**Sharon Thomas** 

Consultant to ABC Telcom, Inc.

ST/im. Enclosure

cc: Best Copy and Printing FCC@BCPIWEB.COM

FCC Enforcement Bureau (provided via ECFS website)

F. Mumfrey, ABC

File: ABC - FCC CPNI

TMS: FCCX0901

## ANNUAL 47 C.F.R. § 64.2009(e) OFFICER'S CERTIFICATION OF CUSTOMER PROPRIETARY NETWORK INFORMATION (CPNI) COMPLIANCE EB Docket 06-36

Annual 64.2009(e) CPNI Certification for 2008

Name of company covered by this certification: ABC Telcom, Inc.

Form 499 Filer ID: 827116

Name of signatory: Frank Mumfrey

Title of signatory: Vice President

I, Frank Mumfrey, certify and state that:

- 1. I am the Vice President of ABC Telcom, Inc. and, acting as an agent of the company, I have personal knowledge of ABC Telcom, Inc.'s operating procedures as they relate to CPNI, and the Rules and Regulations of the Federal Communications Commission regarding CPNI.
- 2. I hereby certify that, to the best of my knowledge, information and belief, ABC Telcom, Inc.'s operating procedures are adequate to ensure compliance with its CPNI obligations pursuant to Section 222 of the Communications Act of 1934, as amended, and the Commission's rules found at 47 CFR Subpart U.
- 3. Attached to this certification as Exhibit A is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

Frank Mumfrey, Vice President

1-30-07

Date

**Exhibit A Statement of CPNI Procedures and Compliance** 

## ABC Telcom, Inc.

## Statement of CPNI Procedures and Compliance

ABC Telcom, Inc. ("ABC Telcom" or "the Company") does not use or permit access to CPNI to market any telecommunications or non-telecommunications services and has trained its personnel not to use CPNI for marketing purposes. Should the Company elect to use CPNI in future marketing efforts, it will follow the applicable rules set forth in 47 CFR Subpart U, including, if necessary, the institution of operational procedures to ensure that notification is provided and customer approval is obtained before CPNI is used or disclosed.

ABC Telcom has put into place processes to safeguard its customers' CPNI from improper use or disclosure by employees and to discover and protect against attempts by third parties to gain unauthorized access to customer CPNI. The Company has written policies that prohibit the improper use or disclosure of CPNI by its employees. Third parties are not given access to CPNI for marketing or any other purposes. However, in the event of inadvertent disclosure, the Company maintains a record of all instances where CPNI was disclosed or provided to third parties, or where third parties where allowed access to CPNI.

ABC TelCom does not disclose CPNI, including call detail, over the telephone or via online access. If it elects to do so in the future, it will follow the applicable rules set forth in 47 CFR Subpart U, including the implementation of authentication procedures that do

not require the use of readily available biographical information or account information and customer notification of account changes.

ABC Telcom does not disclose CPNI in-store.

Company has in place procedures to notify law enforcement in the event of a breach of customers' CPNI and to ensure that customers are not notified of the breach before the time period set forth in the FCC's rules, or, if applicable, when so authorized by law enforcement. Although no breaches have occurred during 2008, the Company has processes in place to maintain records of any breaches discovered and notifications made to the USSS and the FBI, and to customers.

ABC Telcom has not taken any actions against data brokers in the last year.

The Company did not receive any customer complaints about the unauthorized release of CPNI or the unauthorized disclosure of CPNI in calendar year 2008.

Company has not developed any information with respect to the processes pretexters are using to attempt to access CPNI.